

OFFICE OF THE LIEUTENANT GOVERNOR CERTIFICATE OF ANNEXATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from HOOPER WATER IMPROVEMENT DISTRICT, dated December 12th, 2017, complying with Section 17B-1-414, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to HOOPER WATER IMPROVEMENT DISTRICT located in Weber County, State of Utah.

1847

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 9th day of January, 2018 at Salt Lake City, Utah.

SPENCER J. COX Lieutenant Governor

HOOPER WATER IMPROVEMENT DISTRICT NOTICE OF IMPENDING BOUNDARY ACTION (Annexation)

Received
JAN 0 2 2018

Spencer J. Cox Lieutenant Governor

TO: SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH

Notice is hereby given that on December 12, 2017, the Board of Trustees of the Hooper Water Improvement District (the "District") adopted Resolution 17-11-01, which Resolution accompanies this Notice. The real property to be annexed into the District is described and depicted in the final local entity plat which accompanies this Notice. It is requested that the Lieutenant Governor issue his certificate of annexation in accordance with the requirements of Utah Code Ann. §§ 17B-1-414(2) and 67-1a-6.5.

In satisfaction of the requirements of Utah Code Ann. § 67-1a-6.5(3)(e)(i), the Board of Trustees of the Hooper Water Improvement District hereby certifies that all requirements applicable to the annexation have been met.

This notice is accompanied by: (a) a copy of Resolution 17-11-01 and (b) an approved final local entity plat as defined in Utah Code Ann. § 67-1a-6.5 and meeting the requirements of Utah Code Ann. § 17-23-20.

The address of the District is as follows:

Hopper Water Improvement District 5555 West 5500 South Hooper, UT 84315

DATED this $\frac{74}{2}$ day of December, 2017.

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HOOPER WATER IMPROVEMENT DISTRICT BOARD OF TRUSTEES

Pound Clark

STATE OF UTAH)
	: ss
COUNTY OF WEBER)

On this 12 the day of December, 2017, personally appeared before me Dennis Dalling, the signer of the foregoing instrument, who duly acknowledged to me that he/she is the Chair of the Board of Trustees of the Hooper Water Improvement District, duly authorized to execute the same, and who verified under oath the accuracy of the said instrument.

Notary Publi

4844-0249-8604, v. 1

HOOPER WATER IMPROVEMENT DISTRICT

RESOLUTION 17-11-01

Hall's Crossing Subdivision Annexation Approval Resolution (100% landowner petition)

WHEREAS, the Hooper Water Improvement District (the "District") is a duly organized improvement district primarily located in Weber County, Utah, but also including a relatively small part of Davis County, Utah, established and operating as prescribed in Title 17B, Chapter 2a, Part 4 of the Utah Code and other relevant portions of Title 17B of the Utah Code;

WHEREAS, the District owns and operates a culinary water distribution system which serves a portion of western Weber County and a small portion of Davis County, Utah;

WHEREAS, a Landowner Annexation Petition (the "Petition") has been filed with the District requesting that the real property identified on Exhibit "A" attached to this Resolution (the, Hall's Crossing Subdivision, hereafter referred to as: "Subject Property") be annexed into the District in order to receive culinary water service from the District (the Landowners, who are Marty J. Halls, Travis L. Halls, and Kimberly Miller, are referred to herein as "Applicant");

WHEREAS, the District requires that Applicant's property be annexed into the District as a condition to receiving, and continuing to receive, culinary water service;

WHEREAS, the District Board of Trustees (the "Board") has the statutory authority to annex areas into the District pursuant to the requirements of Title 17B, Chapter 1, Part 4 of the Utah Code, which outlines the procedure to be followed to accomplish such annexations;

WHEREAS, Applicant owns 100% of the Subject Property;

WHEREAS, the Petition satisfies the applicable requirements of <u>Utah Code Ann</u>. §§ 17B-1-403 and -404;

WHEREAS, within thirty days after the Petition was filed, at a duly called meeting of the Board of Trustees of the District for which certification of the Petition was listed on the agenda, the Board voted to certify the Petition in accordance with <u>Utah Code Ann.</u> § 17B-1-405;

WHEREAS, the identified contact sponsor was notified, in writing, of the certification of the Petition as required by <u>Utah Code Ann.</u> § 17B-1-405;

WHEREAS, since the Petition has been signed by the sole owners of the Subject Property, pursuant to <u>Utah Code Ann.</u> § 17B-1-413(1), the District Board is not required to hold a public hearing pursuant to <u>Utah Code Ann.</u> §§ 17B-1-409 and -410 and the protest provisions of <u>Utah Code Ann.</u> § 17B-1-412 are not applicable to this annexation proceeding;

WHEREAS, a notice of the proposed annexation was given pursuant to the requirements of <u>Utah Code Ann</u>. § 17B-1-413;

WHEREAS, the written Notice referenced in the immediately preceding paragraph contained a brief description of the proposed annexation and included the name of the Hooper Water Improvement District, the services provided by the District, a description and/or map of the area proposed to be annexed, a local district telephone number where additional information about the proposed annexation could be obtained and an explanation of the right of an owner of property located within or a registered voter residing within the area proposed to be annexed who did not sign the annexation petition to request a public hearing on the proposed annexation in accordance with <u>Utah Code Ann.</u> § 17B-1-413(2)(a)(ii)(B), provided that such request was submitted to the District Board of Trustees within 20 days after the date the Notice was given;

WHEREAS, more than 20 days have passed since the notice was given, no property owner or registered voter having a right to do so has requested a hearing, and the time for submitting a request for a public hearing has passed;

WHEREAS, not more than 30 days have passed since the expiration of the time for submitting a request for a public hearing;

WHEREAS, no part of the area proposed to be annexed is located within the boundaries of any local district or special service district which is authorized to perform the same functions or provide the same services as the District, nor is it located within the boundaries of any municipality or any county that provides the same service that the District provides;

WHEREAS, it is not necessary to provide a notice of the proposed annexation to any county or municipality pursuant to <u>Utah Code Ann.</u> § 17B-1-406 and the provisions of <u>Utah Code Ann.</u> §§ 17B-1-407 through -408 are not applicable; and

WHEREAS, the Board has determined that all applicable statutory requirements have been satisfied and, having considered the proposed annexation, has determined it to be in the best general interest of the District and of the property owners, residents and taxpayers within both the District as presently constituted and the area proposed to be annexed for the requested annexation to be completed.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Hooper Water Improvement District, as follows:

- 1. That all of the legal requirements stated in Title 17B, Chapter 1, Part 4 of the Utah Code that must be satisfied before the adoption of this Resolution have been satisfied.
- 2. That, in accordance with <u>Utah Code Ann</u>. § 17B-1-414, the real property described and/or otherwise identified in attached Exhibit "A," which is incorporated by reference as part of this Resolution, shall be and hereby is annexed into and, from the effective date of the annexation, shall be part of the Hooper Water Improvement District.

- 3. That, from and after the issuance by the Lieutenant Governor of a certificate of annexation pursuant to Utah Code Ann. §§ 67-1a-6.5 and § 17B-1-414(3)(b)(ii), the Subject Property shall be an integral part of the District and, upon the submittal of the original notice of annexation, the original certificate of annexation issued by the Lieutenant Governor, the approved final local entity plat, and a certified copy of this Resolution to the Weber County Recorder for recordation, the taxable property located within the Subject Property shall be subject to taxation for the purposes of the District, including the payment of any bonds and other obligations now outstanding or hereafter authorized and issued. All properties within and users of services provided by the District, as enlarged by this annexation, shall be subject to the payment of service and user fees and such other applicable fees and charges as may be assessed from time to time by the District and shall be subject to all rules, regulations, powers and authority of the District and of the Board as provided by law or otherwise.
- 4. That the Chairman and/or General Manager of the District be and are instructed, within 30 days after adoption of this Annexation Resolution, to file a written notice of annexation with the Lieutenant Governor of the State of Utah, accompanied by a copy of this Resolution and an approved final local entity plat. The Chairman and/or General Manager are further instructed, upon receipt of the certificate of annexation from the Lieutenant Governor, to submit the documents identified in paragraph 3 above to the Weber County Recorder for recordation.
- 5. That this Resolution shall take effect immediately upon its approval and adoption, but the annexation shall not be complete and effective until the date specified in the certificate of annexation issued by the Lt. Governor.

Approved and adopted by the Board of Trustees of the Hooper Water Improvement District this 12 74 day of December, 2017.

Munis T Valluga Chair

STATE OF UTAH)
	:ss
COUNTY OF WEBER)

The foregoing Resolution was subscribed before me, a notary public, this <u>12</u> day of December, 2017, by <u>Denni's Dallinga</u>, Chairman of the Board of Trustees of the Hooper Water Improvement District.



A) Ile

Notary Public

EXHIBIT A Subject Property

SCHEDULE A TO LAND OWNER ANNEXATION PETITION IDENTIFICATION OF PROPOSED ANNEXATION AREA

The proposed annexation area is located in Weber County, Utah, Tax ID. #09-082-0060 as described and depicted as follows:

HOOPER IMPROVEMENT WATER DISTRICT ANNEXATION PETITION DESCRIPTION

09-082-0060 (Hall)

PART OF THE SOUTHEAST QUARTER OF SECTION 20. TOWNSHIP 5 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY: COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER AND RUNNING THENCE WEST 80 RODS; THENCE SOUTH 607.5 FEET, MORE OR LESS, TO WEBER COUNTY LINE; THENCE EAST ALONG SAID LINE 80 RODS: THENCE NORTH 607.5 FEET, MORE OR LESS, TO THE POINT OF COMMENCEMENT. SUBJECT TO A RIGHT OF WAY FOR 4300 WEST STREET OVER AND ACROSS THE EAST 33 FEET OF SAID PROPERTY, EXCEPTING THEREFROM THE FOLLOWING: A PARCEL OF LAND IN FEE, BEING A PART OF AN ENTIRE TRACT OR PROPERTY, SITUATE IN SOUTHEAST QUARTER OF SECTION 20, TOWNSHIP 5 NORTH, RANGE 2 WEST, SALT LAKE BASE & MERIDIAN, WEBER COUNTY, UTAH FOR THE CONSTRUCTION OF 4300 WEST STREET, THE BOUNDARIES OF SAID PARCEL OF LAND ARE DESCRIBED AS FOLLOWS: BEGINNING AT EAST QUARTER CORNER OF SAID SECTION 20 THENCE SOUTH 00D39'02" WEST 595.88 FEET ALONG THE SECTION LINE TO THE WEBER COUNTY LINE, THENCE NORTH 89D33'43" WEST 33.00 FEET ALONG SAID WEBER COUNTY LINE, THENCE NORTH 00D39'02" EAST 595.91 FEET TO THE QUARTER SECTION LINE, THENCE SOUTH 89D30'09" EAST 33.00 FEET ALONG THE QUARTER SECTION LINE TO THE POINT OF BEGINNING, (E# 2713903).



HOOPER WATER IMPROVEMENT DISTRICT

P.O. BOX 217 • 5555 W, 5500 S. • Hooper, Utah 84315 • (801) 985-1991

NOTICE OF PROPOSED ANNEXATION

HOOPER WATER IMPROVEMENT DISTRICT

Notice is hereby given, pursuant to the requirements of Utah Code Ann. § 17B-1-413 that it is proposed that the real property described in attached schedule "A" located in Weber County, Utah (the "Subject Property") be annexed into and become part of the Hooper Water Improvement District (the "District").

The owners of all of the Subject Property has filed an annexation petition requesting that the Subject Property be annexed into and receive culinary water service from the District. The District owns and operates a culinary water distribution system and delivers culinary water to properties within its service area. Upon being annexed into the District, and after satisfying applicable requirements, the Subject Property may receive culinary water service provided by the District.

Inasmuch as the owners of 100% of the Subject Property signed the annexation petition, a public hearing respecting the proposed annexation is not required. However, notice is hereby given that a public hearing may be held if a written request to do so is submitted, within 20 days after the date of this notice, to the District Board of Trustees at the District Offices at 5555 West 5500 South, Hooper, Utah 84315 by an owner of the property that is located within or a registered voter residing within the Subject Property who did not sign the annexation petition. Otherwise, no public hearing will be held and, after the expiration of the above referenced 20-day period, the proposed annexation will be presented to the District Board of Trustees for final action.

Additional information about the proposed boundary adjustment may be obtained from the District by calling (801) 985-1991.

DATED this 21st day of November, 2017.

HOOPER WATER IMPROVEMENT DISTRICT

Scott Christiansen, General Manager



HOOPER WATER IMPROVEMENT DISTRICT

P.O. BOX 217 • 5555 W. 5500 S. • Hooper, Utah 84315 • (801) 985-1991

SCHEDULE A TO LAND OWNER ANNEXATION PETITION IDENTIFICATION OF PROPOSED ANNEXATION AREA

The proposed annexation area is located in Weber County, Utah, Tax ID. #09-082-0060 as described and depicted as follows:

HOOPER IMPROVEMENT WATER DISTRICT ANNEXATION PETITION DESCRIPTION

09-082-0060 (Hall)

PART OF THE SOUTHEAST QUARTER OF SECTION 20. TOWNSHIP 5 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY: COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER AND RUNNING THENCE WEST 80 RODS; THENCE SOUTH 607.5 FEET, MORE OR LESS, TO WEBER COUNTY LINE: THENCE EAST ALONG SAID LINE 80 RODS; THENCE NORTH 607.5 FEET, MORE OR LESS, TO THE POINT OF COMMENCEMENT. SUBJECT TO A RIGHT OF WAY FOR 4300 WEST STREET OVER AND ACROSS THE EAST 33 FEET OF SAID PROPERTY. EXCEPTING THEREFROM THE FOLLOWING: A PARCEL OF LAND IN FEE. BEING A PART OF AN ENTIRE TRACT OR PROPERTY, SITUATE IN SOUTHEAST QUARTER OF SECTION 20, TOWNSHIP 5 NORTH, RANGE 2 WEST. SALT LAKE BASE & MERIDIAN, WEBER COUNTY, UTAH FOR THE CONSTRUCTION OF 4300 WEST STREET, THE BOUNDARIES OF SAID PARCEL OF LAND ARE DESCRIBED AS FOLLOWS: BEGINNING AT EAST QUARTER CORNER OF SAID SECTION 20 THENCE SOUTH 00D39'02" WEST 595,88 FEET ALONG THE SECTION LINE TO THE WEBER COUNTY LINE, THENCE NORTH 89D33'43" WEST 33,00 FEET ALONG SAID WEBER COUNTY LINE, THENCE NORTH 00D39'02" EAST 595.91 FEET TO THE QUARTER SECTION LINE. THENCE SOUTH 89D30'09" EAST 33.00 FEET ALONG THE QUARTER SECTION LINE TO THE POINT OF BEGINNING. (E# 2713903).

PLAT OF ANNEXATION TO SURVEYOR'S CERTIFICATE I, STEPHEN I, FACKRELL DO HEREBY CENTIFY THAT I AM A LICENSED PROFESSIONAL LAND SURVEYOR IN THE STATE OF UTAH AND THAT I HOLD CERTIFICATE NO. 191517 IN ACCORDANCE WITH TITLE 58, CHAPTER 22 OF THE PROFESSIONAL ENGINEERS AND PROFESSIONAL LAND SURVEYORS LICENSING ACT. I FURTHER CERTIFY THAT BY AUTHORITY OF THE GWINEER, I HAVE MADE THIS ANNEXATION PLAT FOR HOOPER WATER IMPROVEMENT DISTRICT IN ACCORDANCE WITH SECTION 17-23-20 OF THE UTAH STATE CODE. HOOPER WATER IMPROVEMENT DISTRICT RESOLUTION #17-11-01 LOCATED IN THE NORTHEAST QUARTER OF SECTION 20. TOWNSHIP 5 NORTH, RANGE 2 WEST MORTHWEST CORNER SECTION 20, T.5N., R.2W., SLBRM (FOUND WEBER COUNTY BRASS CAP) SALT LAKE BASE AND MERIDIAN HOOPER CITY, WEBER COUNTY, UTAH SECTION 20, T.SN., R.2W., SLEAM (FOUND WEHER OCTOBER 2017 N 89°40'22" W 2670.50' (N 89°46'12" W 2670.51' REC.) 11.20-2014 (LÍ REC.) , NORTH QUARTER CORNER SECTION 20, T.5N., R.2W., SLBEM (FOUND WEBER COUNTY BRASS CAP) BOUNDARY DESCRIPTION PART OF THE SOUTHWEST QUARTER OF SECTION 20, TOWNISHIP S NORTH, RANGE 2 WEST SALT LAKE BASE & MERDIAN, DESCRIBED AS FOLLOWS, BEGINNING AT A POINT LOCATED NORTH 8879802" WEST 33.00 FEET ALONG QUARTER SECTION LINE FROM THE EAST, QUARTER OF SAID SECTION 20 (THE BASIS OF BEARING FOR THIS DESCRIPTION IN NORTH 60°3812" REST BASIS AS REPRESENTED BETWEEN THE SOUTHEAST AND GROSTNE, TRAVIS Bowman, Hicholas AABON A SEF TALL, KEFIN R & CABILLE THINGS & WF LACY BOWHAN THIS DESCRIPTION IS NORTH 00°9312" 6AST 6273.28 FEBT MEASURED BETWEEN THE SOUTHEAST AND NORTHEAST COMBRES OF SAID SECTION 20, AND RUNNING THENCE SOUTH 00°3802" WEST ALONG THE WEST LINE OF 4300 WEST STREET PARALLEL WITH QUARTER SECTION LINE 600.25 FEBT TO THE NORTH LINE OF DAYS COUNTY, SAID POINT BEING LOCATED NORTH LOWS 92°32" EAST ALONG QUARTER SECTION LINE 20°3.50 FEBT AND MORTH 68°3334" WEST 33.00 FEBT FEBT THE DAYS COUNTY SURVEYOR; THE SCENER LINE COUNTY BY WEST ALONG THE NORTH LINE, WHICH POINT IS LOCATED NORTH 60°332" EAST ALONG QUARTER SECTION LINE 20°0.70 FEBT AND SOUTH 68°3334" EAST 38°5.00 FEBT FER THE DAYS COUNTY SURVEYOR; THENCE NORTH 60°34'09" EAST ALONG SAID SKITEMTH LINE 60.18 FEBT TO THE QUARTER SECTION LINE 20°0.70 FEBT AND SOUTH 68°30'30" EAST ALONG COUNTY SURVEYOR; THENCE NORTH 60°34'09" EAST ALONG QUARTER SECTION LINE 8AD THENCE SOUTH 88°30'02" EAST ALONG QUARTER SECTION LINE, AND THENCE SOUTH 88°30'02" EAST ALONG QUARTER SECTION LINE, AND THENCE SOUTH 88°30'02" EAST ALONG QUARTER SECTION LINE, AND THENCE SOUTH 88°30'02" EAST ALONG QUARTER SECTION LINE, AND THENCE SOUTH 88°30'02" EAST ALONG QUARTER SECTION LINE, AND THENCE SOUTH 88°30'02" EAST ALONG QUARTER SECTION LINE, AND THENCE SOUTH 88°30'02" EAST ALONG QUARTER SECTION LINE, AND THENCE SOUTH 88°30'02" EAST ALONG QUARTER SECTION LINE, AND THENCE SOUTH 88°30'02" EAST ALONG QUARTER SECTION LINE, AND THENCE SOUTH 88°30'02" EAST ALONG QUARTER SECTION LINE, AND THENCE SOUTH 88°30'02" EAST ALONG QUARTER SECTION LINE, AND THENCE SOUTH 88°30'02" EAST ALONG QUARTER SECTION LINE, AND THENCE SOUTH 88°30'02" EAST ALONG QUARTER SECTION LINE, AND THENCE SOUTH 88°30'02" EAST ALONG QUARTER SECTION LINE, AND THENCE SOUTH 88°30'02" EAST ALONG QUARTER SECTION LINE, AND THENCE SOUTH 88°30'02" EAST ALONG QUARTER SECTION LINE, AND THENCE SOUTH 88°30'02" EAST ALONG QUARTER SECTION LINE, AND THENCE SOUTH 88°30'02" EAST ALONG QUARTER SECTION LINE, AND THE SECTION LINE. SAMUELS, LINDA TARAS JEFFS, TROY V A WF. JENKINS, CHRISTOPHEN R 09-572-0016 AKA LINDA HALLS EAST QUARTER CORNER SECTION 20, T.SN., R.ZW., SLB&M (CALC. FROM PRIOR SURVEY) KOULAPDARA ARM DAWH JEFFS , a WF MICHELLE A JENKING 09-082-0059 '09-572-0028 09-572-0030 VCALC S89°30'02" E 6000 SOUTH POINT OF BEGINNING 1299.00 (WEST 1287.00' BY RECORD) CONTAINING: 780,454 SQ.FT. (17.92 ACRES) NARRATIVE HALLS, MARTY JETAL THE PURPOSE OF THE SURVEY WAS TO DESCRIBE A PARCEL TO BE ANNEXED INTO THE HOOPER WATER IMPROVEMENT DISTRICT. THE BASIS OF BEARING FOR THE SURVEY IS NORTH 00°39317 EAST 5273.28 FEET MEASURED BETWEEN THE SOUTHEAST ASD NORTHEAST CORNERS OF SAID SECTION 20, TOWNSHIP 5 NORTH, RANGE 2 WEST, SAIT TUKES BEER A MERIBIAN THE SOUTHOARY DESCRIPTION SHOWN IS BY RECORD WITH THE ACTUAL MEASURED DISTANCES IN PARENTHESIS. BY HOOPER WATER IMPROVEMENT DISTRICT STATE OF UTAH | SS 1 HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE DOCUMENT THAT APPEARS ON RECORD IN MY OFFICE. GENERAL MANAGER WITNESS MY HAND AND SEAL THIS 20 DAY OF NOU WEBER COUNTY SURVEYOR LEANN H. KILTS, WEBER COUNTY RECORDER! THIS PLAT IS HEREBY , UTAH CORDE 17-23-20 VED AS THE FINAL LOCAL ENTITY PLAT AS REQUIRED BY -ATTER SIGNED THIS 2019 DAY (EAST 1287.00' BY RECORD) N89°33'34" W 1298.14 1328.20' S 89°38'43" E 2656.40' (\$ 89°39'23° E 2656.45' REC.) SOUTHEAST CORNER SECTION 20, T.SN., R. 2W., SLERM (FOUND DAYIS COUNTY BRASS CAP) CITY WEBER COUNTY RECORDER LINE TABLE ENTRY NO. LINE LENGTH BEARING COLE SUBJECT OOPER WATER BOUNDARY LINE FILED FOR RECORD FEE PAID 33.00 N 89°29'29" W 2643.24 N 89°43'54" W PROPERT OTLINE AND RECORDED THIS ENTER / SECTION LINE 13 2643,30 N 89°43'55" W 14 2637.25 S 89°30'02" E 15 - 2626,77 S 89°38'26" E 16 2626,74 S 89°39'11" E ___ AT ___ HOOPER WATER IMPROVEMENT DISTRICT APPROVAL THE BOOK OF OFFICIAL I HEREBY CERTIFY THAT THIS OFFICE HAS EXAMINED THIS PLAY AND IT IS CORRECT IN ACCORDANCE WITH THE INFORMATION ON FILE DAVIS COUNTY RECORDS PAGE SEMENT LINE DJACENT PROPERTY LINE Engineering & Land Surveying, Inc. ECTION CORNER VICINITY MAP WEBER COUNTY RECORDS 327 West Gordon Ave. #3 Layton, UT 84041 Phone: (801) 773-1916 SCALE: 1"=60" Fax: (801) 719-6738 DEPUTY RECORDER